

Minutes of a Regular Board Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York on Tuesday, June 21, 1988 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Louis Boschetti, Councilman
Robert Pike, Councilman
Denise Civiletti, Councilman

Also Present: Patricia Moore, Town Attorney
Irene J. Pendzick, Town Clerk

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Minutes of Regular Board Meeting held on June 7, 1988 and Special Board Meeting held on June 9, 1988 are hereby dispensed with upon approval.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "The heads of the various departments are here should anyone have any question of them. Reports Mrs. Pendzick."

REPORTS

H2M-Engineering Report re: Extension #34A (Union N/o Main Street, Riverhead.

File

Planning Board, 6/15/88-approves minor subdivisions of Licursi & Munzel; Hulse Farms, Inc.

File

Conservation advisory Council-Minutes of meeting held on June 2, 1988.

File

Tax Receiver-Final Report of collections (\$28,406,860.70).

File

Pine Barrens Review Commission-annual report for 1987.

File

Vail-Leavitt Music Hall-annual report of March 31, 1988.

File

OPEN BID REPORT - Utility Truck/Water District.

File

(See Water District Minutes)

REPORTS Continued

OPEN BID REPORT - Backhoe Loader/Water District
(See Water District Minutes)

File

OPEN BID REPORT - Dump Truck/Water District.
(See Water District Minutes)

File

OPEN BID REPORT - Liquid Asphalt/Highway Department.

File

Bid Date: June 20, 1988 at 11:15 a.m.
3 Bids Submitted

#1 NAME: PaulCorazzini & Sons
ADDRESS: P.O. BOX 36, Route 25, Greenport
TOTAL BID: \$1.19/gal. Item 1
\$1.26/gal. Item 2
\$1.09/gal. Item 3

#2 NAME: Ascon Distributing Corp.
ADDRESS: Bayshore, NY
TOTAL BID: \$1.099/gal. Item 1
\$1.229/gal. Item 2
\$1.029/gal. Item 3

#3 NAME: Twin Fork Asphalt, Inc.
ADDRESS: Westhampton Beach, NY
TOTAL BID: \$1.73/gal. Item 1
\$1.89/gal. Item 2
\$1.34/gal. Item 3

Supervisor Janoski, "Thank you. Applications."

APPLICATIONS & PETITIONS

Fireworks Permit-Jamesport Fire Department.

File

Special Permit-B. Arthur Thurm-requests 76 sites instead of 86 sites.

File

Petition-For lateral water main for subdivision "West Lane Partnership".

File

Petition-For lateral water main for subdivision "Landworks Partnership".

File

Draft Environmental Impact Statement-Calverton Lifecare on Edwards Avenue, Calverton.

File

APPLICATIONS & PETITIONS

Parade Permit-Jamesport Fire Department.

File

Parade Permit-Rotary club, July 25 & 26, 1988.

File

Special Permit-National Survival Game of New York, Route 25, Calverton.

File

Site Plan-Andrew McDowell to renovate existing warehouse, Edwards Avenue, Calverton.

File

Supervisor Janoski, "Thank you. Correspondence."

CORRESPONDENCE

Patricia Totten, 6/10/88-Copy of letter sent to Lt. Droskoski re: fees charged to tow her daughter's vehicle after an accident.

File

S.C. Dept. of Planning, 6/7/88-Advising if no objections re: Southold Local Law #16-1988 are received by 6/27/88, it will be assumed there are none.

File

Richard Suprina, 6/15/88-Re: DEIS of Mill Pond Commons and its impact on school system.

File

John Hohenberg-Offering house and property, "The 1827 House" for consideration of purchase by town as historical property.

File

Gregory Blass, 6/15/88-Advising that elimination of traffic circle on County Road 58 is under consideration and asking for comments.

File

Southampton Town, 6/15/88-Notice of public hearing re: Chapter 69, Zoning.

File

H2M, 6/9/88-Advising that contractor has completed work re: Ext. 32J for payment #2.

File

Janyce Penn, 6/16/88-Requesting review of speed limit on West Main street and also requesting review of agreement re: Riverhead Resort Motel and eligibility of school-age children to reside there permanently.

File

Roanoke Homes Civic Association, 6/18/88-Presenting comments on the DEIS for Alvin Benjamin Project.

File

Supervisor Janoski, "Thank you. The time for the first public hearing has not yet arrived. Under Unfinished Business, there is a long list of items under consideration by the various agencies of town government. That which is in parenthesis indicates where it is in the process. I would recognize anyone who wishes to be heard at this time. Mr. Kasperovich."

PERSONAL APPEARANCES

William Kasperovich, Wading River, "I noticed that in correspondence writing about traffic circles and they are asking for comments. Well, it seems that we had our annual look over by the State Highway Department man as to what we have and what we don't have and what we should and shouldn't have. It would seem to me that we should have a long list of comments for them in addition to the traffic circle. I have had occasion in the past month to be on the section of road, State Road, Main Street number 25 east of 105. And it brought back memories of people standing here at different public hearings and speaking of the difficulties and the hazardous traffic in that area. And I remember back a long way and I don't know as if we've done much about it. So I thought I'd bring it to the forefront. I made a special trip out there because one of our senior policeman refused to believe that we have a school sign marked 30 miles per hour in Riverhead township. We happen to have two of them. My stretch of my road between Doctor's Path and the Snack Bar scares your life, that the early part of the day and the later part of the day to get to the other side of the road with your car. And then to get back on the road, it's one risky thing. Now, having this being brought up many times at this podium, I think it's just one of the many points that the Town Board is not as concerned about for the people that live on that end of town. It seems that the area on Doctor's Path, the traffic circle, the widening of the road, is getting a lot of attention. But the roads that we have to live with and the traffic we have to live with which needs attention, is just going by the waste side. And so I bring this to you. Now, if you want an immediate suggestion, I would suggest that the traffic, the yellow blinker at the school in Aquebogue be converted to a standard traffic light synchronized with the traffic light at 105. I could mention others but I don't want to take up the time. The other point I want to bring up this evening is that the gentleman who has the title of Fire Inspector has been going around (what I consider) doing his job and griping that Kasperovich made him do it. Kasperovich is making him do his job. And I thought I would publicly make a statement that if there is a loss of life by conditions that he did not attend to, I will be first in line to testify at a trial to put him in jail. I think that's enough about the fire inspector. I also carry over from my notes on the last Town Board meeting when our Councilwoman Civiletti made it known that she had never seen a resolution and didn't know what to do with it and Mr. Nohejl had to come up and tell her not to do anything. Well, I would like to see more philosophy and more policy and more attitude than legal conduct from the councilpeople that have a legal education background. You are up there for what you stand for. What you could do, you bring along with you as a matter of course. And certainly if the Town Board didn't stand by you to inform you or you haven't been able to catch up to it, certainly would be a shame to make it known."

Councilwoman Civiletti, "Would you like me to explain why I was questioning the existence?"

William Kasperovich, "No. I just thought I would publicly tell you my reaction because that's the only way you're going to know. And by doing it openly rather than in your office, you might pay more attention to it. But to have to have somebody from the audience tell you what to do, is certainly not indicative of functioning the way you should."

PERSONAL APPEARANCES, Continued

Councilwoman Civiletti, "It's just that when we have something before us that I haven't seen before, and I'd like it discussed at this meeting that people who would otherwise say that it is good to discuss as much as possible here at the Town Board meeting rather than, what has been characterized as secret work shop sessions, would complain about that."

William Kasperovich, "Very true. Very true."

Supervisor Janoski, "Bill, you're just about if not over your time. If you could bring this to a conclusion."

William Kasperovich, "You, Mr. Supervisor are our police commissioner. The policies that go to the captain and the men in the blue suits, originate from your chair. And I, without going into specifics, feel that you've been somewhat dragging in your conduct of establishing policy with the new chief. I do not believe in action and activity after the blood is spilled. I believe in action and activity to prevent it. Granted we have less to show when we take that position because everything runs smoothly when you take care of things. But when you come in after the fact, you can always establish a historical background which seems to be the general policy of our political people in this country. But in our small township where we know each other and we know the conditions, I feel that if you five people periodically at reasonable intervals make points of where police work should be emphasized more than it is, that policy can be brought forth for the betterment of the people. I don't know as if I worded that well but we have five people here and a small township, you could screen the entire township without any major effort."

Supervisor Janoski, "Bill, you're reaching ten minutes here. I'm going to have to ask you to conclude your remarks."

William Kasperovich, "Anything to interrupt my getting a point across. And if the audience isn't happy with what I have to say, they can go home too. Because I thought of sitting in my backyard with my ice tea and not coming up here to concern myself. But there aren't too many people that approach the new chief and the policemen to say what they think and there's a certain leniency that I've noticed and sensed. And before it comes to the point of making specific issue, I thought I would bring this policy consideration before you. And with that, that is all I have to say. My legal papers are going to be delayed for a while and further discussion will be done on the matter."

Supervisor Janoski, "Thank you Bill."

Councilman Lombardi, "Could I just let Bill know that I have looked to the Department of Transportation on Shade Tree Lane about the blinker light. And I had wrote to them about Church Lane where the post office is that we've had 31 accidents in that area plus 27 near the blinker light. We're waiting for an answer from them. I wrote to them five months ago. I wrote to Senator LaValle, Assemblyman Joe Sawicki and to the D.O.T., Mr. Cuddy. And I just want to let you know that we are doing something."

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PERSONAL APPEARANCES, Continued

William Kasperovich, "If I may respond please."

Supervisor Janoski, "Bill, you've run out of time. I thank you very much for the concerns that you bring to us."

William Kasperovich, "Now a man brings something up and he puts me down and I just want to know whether Councilman Lombardi, as part of the highway commission or part of the highway committee, was out there with the state man a couple of weeks ago when he reviewed the township."

Councilman Lombardi, "No I wasn't."

William Kasperovich, "Ok. That's all I will say."

Supervisor Janoski, "Thank you Bill. Let the record show that the hour of 7:52 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall on Tuesday, June 21, 1988 at 7:45 p.m. to hear all interested persons who wish to be heard regarding: Proposed Amendment to Section 108-80 of the Town Code.

Supervisor Janoski, "Thank you. Ms. Town Attorney would you explain what this proposal is."

Patricia Moore, Town Attorney, "Thank you. We are attempting to change the procedures for a change of zone application. This would require that an abstract of title to show who the owner of the property is, who the adjoining property owners are within five hundred feet radius of the proposed site. The property will then be posted and the property will also be, the adjacent property owners within five hundred feet will be notified by certified mail by the applicant or their attorney. And finally one more, that testimony taken at a public hearing will be given under oath and that's it."

Supervisor Janoski, "Thank you. Is there anyone present who wishes to address the Board on the matter of this proposal? It is quite simply put, it requires notification that a change of zone application is being considered by the Town Board. Mr. Kasperovich."

William Kasperovich, "The words that grabbed me were the owner of record. Now, many developers and speculators and people that make legal arrangements with the owner of record, take over the property and start action for any changes in zoning. But they are not the owner of record but they are the owner. For many years this has been true. I've been before the Board of Appeals sitting at the Board of Appeals and the Zoning Board many times where the people who were presenting the application are not the owner of record but they are the owners. And that aspect should be covered in the...."

PUBLIC HEARING, Continued

Supervisor Janoski, "You mean they are the contract vendee? Is that what you mean Bill?"

William Kasperovich, "That's one of the situations that come up, yes. But the legal owner at the point of time of application, whether it is the owner of record or not, should be spelled out."

Councilwoman Civiletti, "As I understand it, this amendment shifts the burden of notifying the owners of record of surrounding parcels from the town which specifically is the Town Clerk's Office, to the applicant. And the phrase; owner of record comes into play when you're talking about the people that have to be notified of a change of zone application being filed for a particular parcel. We are not talking about the applicant."

William Kasperovich, "Well, I am. That is the point that I am introducing."

Supervisor Janoski, "Thank you Bill. Is there anyone else present who wishes to address the Board? Henry."

Henry Pfeiffer, Wading River, "I have just one question. That portion where we speak about testimony being given under oath, is that applicable solely for this particular purpose? Or is it also applicable to anyone who wishes to address in a public hearing?"

Supervisor Janoski, "Actually Henry, in the matter of proceedings, everyone who speaks at a public hearing such as the one we're having now should be administered an oath. I have searched for ways to try to get this down without the turmoil that that would take place if everytime somebody stood up to the microphone they had to raise their hand and be sworn in. I am willing to presume that everybody that takes that microphone, is telling the truth. But really, I guess they should be sworn. I guess we're going to have to evolve a procedure which people can take an oath to swear to tell the truth in these proceedings that we have. As far as when the people just speak, the open period to address the Board, there's no need for swearing in at that time. But at any public hearing, the people speaking should be sworn in."

Henry Pfeiffer, "I see. I just pictured that it would be quite laborious and convoluted and difficult to apply."

Supervisor Janoski, "Very cumbersome. One of the things that I had suggested was that we have someone outside having cards that we wish to speak on what particular subject and sign a statement which says that I swear to tell the truth, etc. That's one thing that's being considered."

Henry Pfeiffer, "That might work. Thank you."

Councilman Pike, "Question. This is the... The intent here is on legislative changes, zoning changes that we're going to have people sworn in? I just want to put a distinction in the record then. The current town law that requires that in what are considered quasi-judicial proceedings where we're administering an existing law, special permits being an example of that that we swear people in. That has not

PUBLIC HEARING, Continued

Councilman Pike, continued

been the practice here. I mean, if this is important, we could start by enforcing the existing law. Secondly, legislative changes do not require people to be sworn in and I don't think it would encourage people to speak if they have that additional burden. In fact, there is no formal record and legislative type proceedings. You are free to lobby a legislator up until the very second he votes and he can consider that. Where he can not do that in a quasi-judicial type proceeding like a special permit and I just want that to be clear."

Supervisor Janoski, "Thanks a lot. Perfectly put. Is there anyone else present who wishes to address the Board? That being the case and without objection, I declare that hearing to be closed. Let the record show that the hour of 7:59 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall on Tuesday, June 21, 1988 at 7:55 p.m. to hear all interested persons who wish to be heard regarding: The Proposed Amendment to Local Law #2-1988, Raceways, Motor Vehicle.

Patricia Moore, "We are making several amendments to the Raceway Ordinance. One is that as you can see from the documents, if you can't see them, I'll go quickly. Changing the time to 5:45 p.m.. Also, that under no circumstances shall the last race of each day or evening commence later than 5:45 being that the day race and 10:45 p.m for the evening race. Also, that as far as our violations of this chapter, it will be a violation served against the owner and/or operator of the motor vehicle raceway and each offense will be punishable by a \$500 fine."

Supervisor Janoski, "Thank you. Is there anyone present wishing to address the Board on these proposals? My finger was already pointed at you."

Florence Sykora, Riverhead, "I'm trying to think because I really didn't write a speech. I think I want to do a little P.R., public relations. Fourteen years ago my husband and I moved to this town. We knew that the racetrack was there. For about two years or so, the racetrack wasn't in use. Then it became a racetrack again. Cars were there. Noise was bearable, it was fine. I think at the time there was a verbal agreement on the owner that owned it at that time and with (I think) the people on the Board here. They carried it out and it was fine. Then along came Mr. Cromarty and Mrs. Cromarty. They are very good as far as it comes to public relations. It was h--- after they took over. We had problems and we knew we had to do something about it. We went through a couple of years or more thinking that maybe we could get something. And finally my husband and I decided, well maybe if we get a petition together, we'll be able to do something about it. This is the petition. Twenty-two pages with 600 and some odd names on it. It's now going into almost two years.

Florence Sykora, Continued

Now, they had written in the paper about what they do and different things. Our community also, helps the Town of Riverhead. If it wasn't for the community that we live in, there was one night when the ambulance came to pick up somebody. It was their first year I think, or so of organizing. They didn't have any linens. They didn't even have a blanket to cover the person when they took that person out of the house. The neighbor had to run in and get a blanket so that they could put it over that individual. After that the group that is called "Lassie" in our community went ahead and got linens and got blankets to help the ambulance out and the police department out. I think some of you remember that. There are other small things that we do too. We're not just senior citizens that have retired and are maybe playing golf and like that. No. We work too for the town to help the town. Now, these people here that have signed this petition want your help. That's been turned around. We had a meeting last Fall between the racetrack drivers, Mr. and Mrs. Cromarty. Councilman Boschetti set that meeting up. We came to a conclusion verbally, not written. Maybe this is where it was wrong. It should have become a written agreement. Twenty-six days and they could have the right to race until 10:45. Now it's twenty-eight days. Now the day time is 11 to quarter of 6. Now the night time stays until 10:45. That's the last race. Suppose they have as they call them, fender benders and they stop that race? Is it alright for them to go until quarter after 11 or 11:30? Why can't we have a curfew of 11 o'clock? Why can't we have a curfew during the day too, 5 o'clock? Why are we giving into this? These people are asking us, asking my husband and me. Why, why did we sign this for? Why aren't we being heard? Who are they that they can run all over the town, the people and the people that sign this? Now I find out that they can, because they have a rain date, run three days in that one week. I thought it was only going to be two days. Even though they have a rain date, that can be postponed until the following week. Now it's going to be three days. None of you would come and sit there and listen to this. None of you have even taken this out of the Town Clerk's Office and looked at it to see what the names, whose names are on this. You know what I feel like doing right now? There. That's how good that's worth."

Supervisor Janoski, "I take it you're opposed to the proposal?"

Florence Sykora, "I certainly am. And that 630 names are too. They back us. And I have to go back and tell them now that the town is not backing them."

Supervisor Janoski, "Is there anyone else present who wishes to address the Town Board on this proposal? That being the case and without objection, I declare this hearing to be closed. I will re-open the meeting for comment on any matter. This is the time folks for Northville to let us know what's on their mind. Northville Civic Association. Is there a spokesperson representing them? Why you're thinking about it, I'm sure Leo has something on his mind."

7:55 PUBLIC HEARING CLOSED AT 8:07

PERSONAL APPEARANCES, Continued

Leo DiPierro, Wading River, "I think you have a feeling of why I'm up here. I'm going to go back and (cover your ears) talk model airplanes. I saw a demonstration. I observed it for 45 minutes this afternoon. Could I ask how many Board members were there?"

Supervisor Janoski, "I believe four of us were there."

Leo DiPierro, "Am I to believe what I observed this afternoon at this demonstration, that this is going to be a reality. Is this the way that the club is going to conduct itself with these very angel demonstrations? Contrary to what was going on before I was complaining about the prior site. Let me ask this. Why wasn't I invited to participate in the demonstration? I think it was Mr. Goldfarb that suggested, he had mentioned to me that I would be invited to observe and maybe even fly a plane. I would have liked to have been in there to ask some questions while the demonstration was going on. In particular, the club wants permission to fly four two cycle, and I emphasize two cycle. It's a difference between racing your stock cars with mufflers and without between a two cycle and a four cycle plane. The 45 minutes that I observed, I have seen four cycle planes 90% of the times. They started to level at the end. If they went any more, they wouldn't be able to stay in the air. I would have asked them to fly two cycle planes in a dog flight fashion to put on what would really be a reality if this club gets permission to fly. I would have also asked them if they have 100 acres as stated in one of the local papers, why they are flying in such a small area. I doubt that it would stay that way."

Supervisor Janoski, "Leo, did you find what went on today..."

Leo DiPierro, "What I saw today, if I didn't know any better, I hadn't seen any flights and I was just called in as an observer, I would have said go to it. Fly 24 hours a day."

Supervisor Janoski, "That was my question."

Leo DiPierro, "I honestly mean that. But I know what the situation is. And if I can be convinced of what I saw today that that is the way it would be, I could almost say I wouldn't have any objection but I'm certain... I'm going to leave this in the Town Board and the surrounding neighbors' hands."

Councilman Boschetti, "Before Leo sits down. What in particular did you think was different between what the Board witnessed today and what you would typically witness on..."

Leo DiPierro, "A big contrast. What I witnessed this afternoon, I was at the end of my property and I could hardly hear the planes. I know. I've watched them. I know what these are capable of doing. They were flown at a very low rpm. When you rev up a... When you have a chain saw versus one that's revved up as high as it can go, there's quite a difference. Let's face it, the sporters have been..."

PERSONAL APPEARANCES, Continued

Councilman Boschetti, "So you're saying that the noise factor would be much different if they were operating in the way that you're accustomed to."

Leo DiPierro, "I'm certain it would. It would be like running your car with the muffler idling and taking the muffler off and running the h--- out of it, revving it."

Councilman Boschetti, "One other question. How many planes have you seen in the air at one time?"

Leo DiPierro, "Two. Once again I'd like to say that 90% of the time there were two four cycle planes."

Councilman Boschetti, "I understand that. But in the past, not counting today but in the past, how many planes did you see flying at the same time?"

Leo DiPierro, "I can't really say. At least two. I can't say if there were any more. I know there were at least two. But what I'm saying is that when you have these two cycles and they're dog fighting, it's quite obvious. I just don't want the Town Board or for anyone to insult the intelligence of the Town Board. But what it isn't reality of what you saw today."

Supervisor Janoski, "Thank you Leo. Richard."

Richard Carey, Middle Road, "I'm interested in the discussion on airplanes. There are model airplanes flying somewhere up around Reeves Avenue. Do they have permits for that? Do they need them? Good answer."

Supervisor Janoski, "I have my point of view and every member of the Board has a point of view."

Richard Carey, "They seem to make a lot of noise. It's not a high noise but it's almost as much noise as a small motorcycle and I'm just curious as to whether they do have permission. What I want to talk about is the traffic circle in Riverhead up there on 58. Will there be a public hearing on that? What is going to be proposed by the county D.O.T.?"

Supervisor Janoski, "On the traffic circle. Over the years, Legislator Blass has attempted to get the Town Board to take a position on this matter. And I have advised the Town Board that it is a county highway under the jurisdiction of the County of Suffolk and that they should do what they think is in the best interest of the people who traverse that road. And it's interesting to me that, when the Town Board does take a position on a particular issue, it's ignored. So why is it that we're asking for an opinion in this matter? I will once again, urge the Town Board to take that viewpoint that it is a county road intersecting with another road, Roanoke Avenue and that they have a decision making process, a D.P.W. and a staff of engineers and traffic experts and a legislative body that has the duty to make a decision."

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PERSONAL APPEARANCES, Continued

Richard Carey, "I recall that I think they held a public hearing here for comment with reference to widening or repairing Route 58. And I recall, you're talking about these experts, they had an expert out there. At least he was supposed to be one. And I don't think he knew what he was talking about at all. And I have some reservations about what they might plan to do with that traffic circle. Are they going to remove? Are they going to put a light there? Are they going to synchronize it. They've got a light in front of the new shopping center and another light down on Ottrander and they're so close together that traffic could be stalled completely with another light there. So I'm just curious as to whether we'll have an opportunity to give our opinion about what they ought to do."

Supervisor Janoski, "I'm sure that the committee on Public Works would have a hearing on any capital project such as that and people would have an opportunity to express their opinion to the county legislature."

Richard Carey, "Don't we have some, the town government, have some rights with reference to that circle by the fact that everything... Roanoke Avenue north of the circle is a town highway. Correct?"

Councilman Lombardi, "Up to Middle Road, Dick. They go right to Middle Road and then we take over."

Richard Carey, "Well, you'd better give them some directions John because I don't think they plow from the circle north to Middle Road. We plow. So I suggest you tell them what they own or what they're responsible for."

Supervisor Janoski, "Sometimes it's easier to do it yourself."

Richard Carey, "Yes, I would hope you would because it probably wouldn't be done and we couldn't get off Middle Road and that would be terrible, wouldn't it?"

Councilman Pike, "Dick, it's proposed as part of the Suffolk County capital budget for 1989 and that is subject to hearings. The project number is 5044. Greg Blass sent us a letter. One of his representatives were here earlier. I don't see him now. He would certainly be able to let you know the subcommittee hearing possibility and there would obviously be a hearing on the capital project."

Richard Carey, "Would you assume that that hearing would be here in Riverhead or would they have it up in Hauppauge?"

Supervisor Janoski, "It would be in Hauppauge. All committee meetings are held in Hauppauge which is one of the nice arrangements that the legislatures has. Do you have an opinion on this sir?"

Richard Carey, "Not yet. I'd like to consider. I'll be glad to discuss it with you and give you an opinion. I'd just like to think it over a little bit more. Usually I find the circle for me, has not been a problem. I've only lived on Middle Road for 37 years and used the circle during that period. And even with the traffic that we have now, if you do a couple things, I think it would be improved. I

PERSONAL APPEARANCES, ContinuedRichard Carey, Continued

have asked that you consider making that entrance into the shopping center as well as an exit into the old A&P shopping center or whatever you call it now. It would allow traffic both ways in there. I know that would probably create a little hazard for the fact that we generally have four or five LILCO trucks parked in there at 3 o'clock in the afternoon waiting until quarter of 4 to quit work but I think that would be better by the fact you've opened that curb cut for 7-11. It does create some problems for people going into the circle and then making the left turn across Roanoke to get into 7-11 and people coming down to go the other way. It would be helpful. The sign is bent now so we can assume that we can get in there because we can't really read the sign that says one-way traffic."

Supervisor Janoski, "I just want to comment Richard, that if Suffolk County were running LILCO, there would probably be ten trucks in there."

Richard Carey, "I quite well agree with you. It might even be much worse. I don't know. I think we have a rule here, you don't comment on resolutions."

Supervisor Janoski, "No. You can comment on a resolution."

Richard Carey, "I noticed one resolution #424, \$635,000 of Serial Bonds. And Joe, you're well aware of my opinion about Serial Bonds and us going into debt. We have enough problem with the County and the State of New York and certainly a big problem with the federal government. I'm wondering, \$675,000, how long are those bonds going out for?"

Councilman Pike, "Five years."

Richard Carey, "I can't object to five year bonds for computers. Because at the end of five years, it's probably going to be worthless anyway. The computers I mean. I hope the bonds aren't."

Supervisor Janoski, "Thank you. Yes sir."

Joseph Sykora, Riverhead, "My wife left something out and I'd like to put it into the record. On May the 28th at 9:30 at night, we had decibel readings of 76 to 90 up until 11:20. On June the 4th from 9:15 to 11 o'clock we had decibel readings from 76 to 82. On June the 11, from 9:30 to 10:45 we had decibel readings from 74 to 84. On June the 18th from 9:30 to 10 o'clock, it was 76 decibels right through. Right up until 10 o'clock at night. Thank you."

Supervisor Janoski, "Thank you."

Jack Smith, Sound Shore Road, "Mr. Chairman, members of the Board, ladies and gentlemen. It's unfortunate, the person that was supposed to represent us today got help up for some reason. So the folks grabbed me in the hall and asked me to present this information."

PERSONAL APPEARANCES, ContinuedJack Smith, Continued

We've studied the generator project. We'd like to go on record as being totally against it for a number of reasons which are listed here in red, white and blue, pink yellow and green. I think it's informative reading. I don't know if you have all the facts that we do."

Supervisor Janoski, "I don't have an application yet."

Jack Smith, "Well, before you get the application, let's give you a few facts that it's well researched. We spent a lot of time, a lot of effort and a few dollars and we had experts, people that know what it's about. All the information is here. For me to go through the whole thing is going to burn up like two and a half hours and you only gave me approximately ten minutes to go through this. Most of all, we're worried about the pollution which is extensive. We're talking, if this plant gets into operation, 50% as a claim. We're talking 415 thousand pounds of debris pumped into the air. We're talking dioxins. It's all here. If you want to go through this. For me to try and explain it, it's really exciting reading, especially if you live in Northville. Not only that, as long as I'm up here, I heard through the grapevine, as we found out about this, it was sort of a secret for a while. We're very unhappy about the pipe, the cesspool pipe you want to dump the cesspool pipe on us. I heard this is a possibility coming up through Northville."

Supervisor Janoski, "I'm happy to say that the Board is unanimously opposed to that."

Jack Smith, "Thank you. Then I'll just present this with the appreciation that the whole Board will look through it."

Supervisor Janoski, "Just a couple little things though. I try not to read the newspapers because it only aggravates me. But I heard someone tell that it was in Newsday that it was reported that this company is going to get a tax abatement."

Jack Smith, "If you want to read about it, it's right here. We have the facts on it."

Supervisor Janoski, "Well, no one has ever asked the town for a tax abatement. And as I said, we don't have an application. The discussions that have been held, have centered around this one issue, the revenue that would be produced as far as tax revenues. But certainly, there was no attempt by the town to keep it a secret. As soon as we found out about it, we urged them to meet with various groups including your own. I did set up a very public multi-board meeting that which many people attended so that they could be brought up to speed."

Jack Smith, "We appreciate that."

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PERSONAL APPEARANCES, Continued

Supervisor Janoski, "And quite honestly, as one member of the Board, I am going to urge Long Lake not to waste their time in pursuing this application. I think that they should deal with Brookhaven Town and I'm speaking for myself. Brookhaven seems to want them and they might be better served if they followed up their application with Brookhaven Town at the site (I guess) of the Shoreham Nuclear Power Station. I don't want to go through a long debate and conflict if at the end, we are really wasting time. So that's going to be my point of view which I will express to them. That they should not submit an application to the town. If they do, we will have to go through a process which includes the Planning Board, the Zoning Board of Appeals, Conservation Advisory Council, the Health Department, D.E.C. and of course ultimately, the Town Board to make a decision and we will see what happens."

Jack Smith, "That's great. Can I ask the rest of the members of the Board if I might, not to put you on the spot but your personal opinions on this?"

Councilman Pike, "That wouldn't put us on the spot."

Supervisor Janoski, "You can't do that. What I'm saying to you is that I am going to advise them not to make the application. I have not taken a position. So I would ask you not to put this to the Town Board because they really should not have an opinion. We don't have an application. We haven't gone through the testimony. Any evidence that might be presented pro or con on which to make a judgment."

Jack Smith, "Ok. We appreciate that. All the members of the Northville Association that are here. I'm sorry that our regular spokesman, something came up and evidently he couldn't make it. And on such notice, as unaccustomed as I am to public speaking, I'll just..."

Supervisor Janoski, "You did an outstanding job. Give that to the Town Clerk and it will be copied for members of the Town Board and become part of the record."

Jack Smith, "Thanks again."

Supervisor Janoski, "Henry. Wait a minute Henry."

Jack McLoughlin, Northville Beach, "I'm also a member of the Northville Beach group. And I want to clarify that one point on the tax abatement. That was developed by our association as having been requested by LILCO when they rejected a plant in West Babylon. And LILCO at that time, submitted a request to have a (I think) a ten year tax abatement. So we feel that will be a similiar situation that will occur here and that's what we're opposed to."

Supervisor Janoski, "They did not ask for one, as I said. They talked in terms of the revenue that would be produced from the facility."

Jack McLoughlin, "Yes, and I think it's very important to point out to the other people in Riverhead here about the value of this plant being placed here. That the plant, as it is proposed, is a remote facility. It does not benefit Riverhead in any way other than a possible tax revenue. There are going to be no employees there and for the people's edification which I thought you might have perhaps pointed out to introduce our problem up there; is that this is a 238 megawatt plant of really considerable size with three 75 foot stacks that are going to put out sulfur dioxide, nitrogen dioxide which are known carcinogenics. I would say, as an estimated guess and being up on the beach, that the prevailing winds throughout the area are predominantly from the north to the south. So it's not just a Northville Beach problem. It's a problem for all of us here as residents of Riverhead. So I just want to make that clear."

Supervisor Janoski, "Thank you. Henry."

Henry Pfeiffer, Wading River, "I feel almost ashamed to bring up this little subject with all the important things of Northville and the traffic circle and the rest of it. But some little while ago, I mentioned that we had a little problem on Wading River Manor Road going north and south and I think I was probably not too clear in describing what I considered a problem. This morning, I again, got stuck there for a considerable period of time trying to go south across 25A. And I think perhaps if I gave you a little more graphic description of what the problem is, maybe we can find out what can be done. If you consider these two chairs as being the two lanes going across 25A south, and a similar two chairs, two lanes coming north from the King Kullen exit on across. Now, there's room enough for two cars abreast to come up there. And the reason, if you look at these two chairs here, the two chairs have an arm separating the pair of them which discourages somebody like me from kind of leaning over and blocking up the second chair and making it unusable. And this is what occurs when going north and south there. A car will kind of straddle the two lanes a little bit blocking someone trying to make, go directly ahead or making a right turn. Now, what I asked for last time, I don't know if anything was noted about it or anything done about it. Was to have a line separating these two lanes similar to the arm of the chair which would give the driver a visual guide to stay the h--- over to the left if you're going to make a left turn so the rest of us can get by to go across or make a right turn. Clear?"

Supervisor Janoski, "I understood it the first time."

Henry Pfeiffer, "Anything can be done about it?"

Supervisor Janoski, "I wish Charlie were here and we could find out. We will ask Charlie if he wouldn't mind painting a white stripe there or something."

Henry Pfeiffer, "That's all. Just a white stripe."

Supervisor Janoski, "I'm not sure about the width of the road or whether it would accommodate that kind of thing."

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PERSONAL APPEARANCES, Continued

Henry Pfeiffer, "It accommodates two cars because I tried it."

Councilman Pike, "Henry, there's a longer range aspect here which is in the Wading River Hamlet Study, some of the initial recommendations of which we're going to adopt tonight. There is the discussion and recommendation that basically a Wading River road improvement district be established that would provide for other road alternatives. For example, the right turn off of that road that you're talking about to pull traffic off of Route 25 and put it into perimeter roads. All of that district provides a mechanism where those people would benefit from that and would pay for it. And I'd ask you to pay attention as we go along there because they would have the power to improve that road system if it is not sufficient. And I think you could anticipate that as Wading River grows, the problem gets worse and that mechanism would be in place to solve it."

Henry Pfeiffer, "I'm glad that you're way ahead of me. But in the meantime, can we have that single line?"

Supervisor Janoski, "Richard."

Richard Carey, "I've given a little thought and time to your question; should we eliminate the circle. I thought back about what do I do now. Well, if I'm going down (let's say) to the Town Hall, I go down to Ostrander and go through the light. I'm a little annoyed because that's a very short light and somebody dribbles along in front of me and I have to wait for it twice to turn but that's what I do. If I'm going west, I go up to Harrison and turn right on 58. So, but then during the day time or on Sundays, I use the circle. So I say, leave the circle there. It works all right for me."

Jack McLoughlin, "I'd just like to offer to any resident of Riverhead, a copy of our report. And if I can ask John Lombardi, I will keep in touch with him and any Riverhead resident that would like to see this professional report we have, we will make it available to them."

Supervisor Janoski, "Once you submit it to the Clerk, it becomes a public document and anyone can come into the Town Clerk's Office. Thank you. Yes sir."

Brad Berthold, Northville, "Not to belabor the point about the co-generator plant but as you've heard our spokesman with a lot of material and is a little better prepared than we are, couldn't make it tonight. One of the things we're concerned about is the industrial zoning that we've had with Northville. Our Civic Association was formed because of our concerns about Northville Dock. We've had the Pressweiller's operation up there. We've had the LILCO proposed plant up there east of Pier Avenue. And we've had a whole succession of things that the town seems to be pushing off into the rural area to get it away from the more populated areas of the town."

PERSONAL APPEARANCES, Continued

Supervisor Janoski, "That's not a true statement. The Town Board has not proposed a Jamesport Nuclear Power Plant. We have not proposed...."

Brad Berthold, "I didn't say the Town Board. It just seems the town is allowing these things to somehow be materializing or attempt to be materialized in Northville as opposed to other places."

Supervisor Jansoki, "The Town Board has taken no action to attempt to push anything. Do you understand what I'm saying that I understand what you're saying."

Brad Berthold, "I understand what you're saying. I'm not sure you understand what I'm saying. What I'm concerned about is that you seem to be conveying the impression that there is no application pending. And somehow I deduce from that you think there may not be any application pending anytime soon. We had several meetings with the principles of Long Beach, Matthew Cordero and his spokesperson and the man from the Department of Environmental Conservation, the regent director. They seem to give the impression that they were very concerned about a time frame and time constraints on them and told us that you had to get this going forewith or they might not be able to do what they wanted to do. Now, that gave us the impression and there's been other several information meetings in between and I haven't been able to attend. So this might have been spoken to but our impression was that they were ready to apply to the Town of Riverhead very soon. And what I'm asking; if they do apply, they told us that they we're trying to make some sort of make some "pasteche" of environmental statements using information about the equipment they propose to put in that they had already derived from their Babylon application and were trying to short cut the environmental process which is one of our major concerns. Let me ask this, do you anticipate that they will make an application to site this plant in Riverhead?"

Supervisor Janoski, "At this point, I would expect that they are. That seems to be the state of intention. The draft environmental impact statement from Babylon was gotten at my request so that we would have that information available to us and I was the one that made it available to anyone who wanted it because it is a similiar proposal and I wanted to see what the questions were at that particular time and the concerns. I will repeat that my recommendation to them is going to be don't do it."

Councilman Pike, "His initial point is a good one, was that the zoning remains in place with or without their recommendation and what are we going to do about that. As long as industrial zoning is on that site, somebody could make an application for expansion of Northville for this type of project for any relatively heavy industrial use because they have a pre-existing heavy industrial use there. You have to deal with reality that that parcel is the least likely to be redeveloped in some other use because not only do you have the cost of the land but you have the cost of demolition of what's there. And in the current regulatory environment, the additional cost of insurance against pollution and this is the possibility of oil having gone into the ground there. There's a very real chance that somebody is going

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PERSONAL APPEARANCES, Continued

Councilman Pike, Continued

to come in with another industrial use unless we rezone it. You should be aware that the current recommendations that are part of the farm program talk about rezoning it to a more resort type of zoning. But that is the least likely site to be redeveloped. So you do have to anticipate at some point, an application being filed. I think you've got to get ready for that particular application being filed and be advised that it could be a real war. Your question about SEQRA compliance, I think everybody who met with them, made it quite clear to them that the substantive procedures of the State Environmental Quality Review Act will not be short changed and the one comment that I would make generally is that good environmental review involves hours and hours and hours of work. Not months and months and months of delay. And sometimes those two get confused. That it is possible to do very, and more productive, intense environmental review where you bring everybody together in a structured time line so people are working against deadlines and know that they have to be completely up to speed as they make these decisions. You will see out of them a request that it be run as efficiently as it can. That is their legal right now since this environmental quality review was restructured a year ago to put in time lines into it. They will probably insist on those but I think it would be unfortunate if people left here thinking that this fight was anywhere near being over."

Brad Berthold, "Ok. That's what I wanted to get straight. In their discussions with the local people up there, they seem to think they had to start construction for some reason by October which would indicate they'll have to get their application in very soon. Thank you."

Supervisor Janoski, "Thank you. Is there any other? Steve, I was wondering what happened to you."

Steve Haizlip, Calverton, "On this Suffolk County Department of Planning and this Southold says that we don't get no input by 6/27, they will assume there are none. Has this been in the paper? And what is the subject about? What is the Local Law about? I haven't heard anything. I don't know anything. I'd just like to know."

Councilman Pike, "I think they raised their fees for applications from 75 to 125 dollars."

Steve Haizlip, "For building permits?"

Councilman Pike, "Applications for zoning changes. I'm guessing here Steve."

Irene Pendzick, "They're raising their fees. It shall be \$150 for a variance application, \$5 a square foot for site improvements or altered areas or \$250 whichever is greater and petitions for amendments shall be submitted with an application fee of \$500."

Steve Haizlip, "So this is all in building and zoning areas then. While I'm here, I want to comment on an article that was in the Whale about three weeks ago. Now, I was waiting for someone to write in and counter man this but so far, nobody has. So I'm going to do it

PERSONAL APPEARANCES, Continued

Steve Haizlip, continued

here tonight. Now, Mr. Salitene (I guess that's the way you pronounce his name) got a letter from a retired police officer. And this police officer was accusing him of being a Jew and he also said; keep pushing like the Jews did and you'll see what happens to you."

Councilwoman Civiletti, "Can I ask a question? Who is Mr. Salitene?"

Steve Haizlip, "Mr. Salitene is the owner, publisher and editor of the Whale. That was about his son that got arrested on I think, on June 26th a year ago. Of course he has the right to pursue justice for his son and the way he thinks it is. And this gentleman who is a retired police officer who wrote in, he has a right too to have his say. But the only thing is, I think he ought to have his facts straight before he writes in. I don't think the Jews in Germany were pushing. I think it was the other way around. That Hitler himself was pushing and saying the Jews owned everything and was operating everything. And so this isn't the case here. I believe they ought to have his facts straight before he starts accusing. And by the way, he answered and said he is a German but not a Jew in there. Now, my third and last thing, this state is stealing us blind and now they want to start stealing us one percent on our insurance renewal. This is going to sound a little like Davey Crockett. I took a little trip upstate yesterday. And I'm telling you, the bridges and the roads with all these high bumps and all the tolls you have to pay and coming back on Northern Boulevard, a bunch of us, our hubcaps were flying off and you could hear them all over the road from hitting these bumps. And of course mine were in there with them. Now, if the state is going to charge you for something and for the use of it, then if we turned around and caused damage or obstruction or to any object or a manufacture, his product don't stand up. He sued and made the payment for it right away and there's been a lot of lawsuits. I guess we'll have some problem of trying to get any restitution from the state. I don't know if Mr. Sawicki is going to come to our rescue or not. He hasn't in the past, I don't believe too much. So he probably won't with this one either. My third and last, I spoke to you once about those latrines down at the motor vehicle bureau and there's been four ladies who have also been squawking about it. Now, why is the state can be so high and mighty and not obligated to their own laws and they are exempt from it and they can operate a facility without it. Now a town government can't and you won't allow an establishment in this town to do it and that's in our town. So start speaking up and yelling at them."

Councilman Lombardi, "He's right a hundred percent. Is there anyone else who wishes to address the Board on any subject matter?"

Juanita Devlon, West Main Street, "I'm the owner of Fisherman's Deli. Again, about the water. I want to know if anything is going to be done permanently about the boards in the river that regulates the level?"

PERSONAL APPEARANCES, Continued

Councilman Boschetti, "This seems to be an annual event doesn't it? Let me tell you what's happened since the last time you were here. I have included it as a request to the capital projects committee which Councilman Pike also serves on. And the request has been made to have money allotted to us so that we can do some work on the dams, make them adjustable to accommodate the change in rainfall, etc. But also make them so that they are tamper proof and can not longer be destroyed as we have currently going on with the wooden things. Secondly, we're trying right now with Rick Hanley from the Planning Department to contact the other towns so that we might be able to get a cooperative amount of jurisdiction for the Town of Riverhead to go in and do these things that I'm mentioning to you as far as construction is concerned. But in conjunction with that, we will also need jurisdiction to do it. And that's something we'll have to naturally work out between the three towns that share that river. And finally, if we overcome all of those hurdles, then the last thing that I have been asking the Town Board to consider and there does seem like there's movement to do this, is to allow a Bay Constable which we are now creating a position for, to be able to regulate and enforce a river water level that would be constantly maintained by that particular enforcement officer. So those are the steps we're trying to take. It does take a long time, admittedly. But we are working on it."

Juanita Devlon, "But in the meantime, the town is spending money putting boards in. I know because I went through it a couple of years ago and they're expensive. And no sooner do you have the board in, a day and a half somebody goes with the chainsaw and chops it right in half and you're back to square one. People call me, the water is down. I call the Town Hall. The Town Hall calls the Building Department. The Building Department sends a man down, they put a board in, they're in there and zip. The circle goes around and around. And when a couple of years ago when my son and I had the problem and it seemed like nobody could solve it, we were putting boards in and we got warned by the police not to tamper with them. We were doing what we thought was right. Now, if I was willing to stand up here and say in front of everybody, I did it. Now, this person who chops it out, what happens to that person. Nobody warns them. Nobody cares that it's costing taxpayers money."

Supervisor Janoski, "Have you seen anybody cut the boards?"

Juanita Devlon, "I've heard it in my store."

Supervisor Janoski, "How can I warn somebody if I don't know who it is. How can I arrest somebody if I don't know who it is?"

Juanita Devlon, "This is what goes on. I didn't know until this week how they did it."

Supervisor Janoski, "Are you willing to write out a complaint?"

Juanita Devlon, "I'm just telling you what is happening. If I see it myself, I'll write the complaint."

Supervisor Janoski, "Ok. That's what we need and believe me, we'll take action."

PERSONAL APPEARANCES , Continued

Juanita Devlon, "And you know, it's common knowledge. I only found out how he does it."

Supervisor Janoski, "It's common knowledge to me because I have to send a crew down there to replace the boards all the time. And we are being responsive."

Juanita Devlon, "It seems to me like such a waste. You mean in broad daylight this happens and nobody sees it."

Supervisor Janoski, "I don't believe it happens in broad daylight."

Juanita Devlon, "Or in twilight. I have a pair of binoculars but they don't reach that far."

Supervisor Janoski, "If we catch anybody tampering with the dams, believe me, they will be subject to prosecution."

Juanita Devlon, "This is exactly what's happening. It's not an obscure place down there where this happens over and over again. Even if you put a policeman there to spy for 24 hours, believe me, you'll catch whoever it is. And maybe if that's what you have to do, maybe that's what you have to do. Maybe money is well spent that way then to just keep doing it over and over again. If somebody steals from me outside, I'll stay up all night and I'll watch to see who is doing this. Not keep buying things over and over again and say well, they did it again, they did it again, they did it again. You know, it seems to me that it goes around and around. I don't know if anybody agrees with me but I had my say."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Board? Ok. We're going to take a break until the hour of five minutes past nine and then we'll come back for the resolutions."

TOWN BOARD MEETING RECESSED AT 8:50
TOWN BOARD MEETING RECONVENED AT 9:05

Resolutions #400-#440 see pages 740-796 of the 1988 Resolution Book.

Joseph Sykora, Riverhead, "I was wondering, on a Friday and a Saturday night if we could have, on Friday anyhow, from 3 o'clock on, if we could have a couple of patrol cars on 58. Because there are an awful lot of violations that go on on that road on Friday night with the people coming in from the city. I seen cars going down the middle of the road and there's going to be an awful accident there. That's all I'd like to say."

Supervisor Janoski, "Thank you Joe. Without objection, this meeting is adjourned."

There being no further business on motion or vote, the meeting adjourned at 9:36 p.m.